

UNITED STATES DISTRICT COURT  
for the

Northern District of West Virginia

**FILED**

**MAY 01 2015**

United States of America

v.

David L. Kidd, II

**U.S. DISTRICT COURT-WVN  
WHEELING, WV 26003**

Date of Original Judgment: 10/22/2012  
 Date of Previous Amended Judgment: \_\_\_\_\_  
*(Use Date of Last Amended Judgment if Any)*

) Case No: 5:11CR17; 5:12CR14  
 ) USM No: 54483-018  
 ) Brendan S. Leary  
 ) *Defendant's Attorney*

**AMENDED ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of 262 months is reduced to 210 months.

*(Complete Parts I and II of Page 2 when motion is granted)*

Except as otherwise provided, all provisions of the judgment dated 10/22/2012 shall remain in effect.

**IT IS SO ORDERED.**

Order Date April 30, 2015